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Attorney for Plaintiff, Richard Todd Thomas

5 UNITED STATES DISTRICT COURT  
6 NORTHERN DISTRICT OF CALIFORNIA

7  
8 RICHARD TODD THOMAS, Case No. CV 13-2544 JCS  
9 Plaintiff,

10 v.

11 JAMES S. BOSTWICK, Judge: Honorable Joseph C. Spero  
12 Defendant.

13 **EX-PARTE MOTION TO CANCEL JUDGMENT DEBTOR'S EXAMINATION,**  
14 **AND ORDER THEREON**

15 Plaintiff Richard Todd Thomas shows as follows:

16 1. On July 22, 2015, on the Plaintiff's application, the Court issued an  
17 Order to Appear for Examination to Defendant James S. Bostwick.

18 2. After that date, the Plaintiff and the Defendant have reached agreement  
19 regarding periodic payments by the Defendant on his judgment debt to the Plaintiff. If the  
20 Defendant complies with the agreement, then the Plaintiff will not need to incur the  
21 expense and time of a judgment debtor examination.

22 WHEREFORE, the Plaintiff respectfully requests that the Court cancel the  
23 examination scheduled for August 21, without prejudice to the Plaintiff's right to submit  
24 a new application for judgment debtor's examination in the event the Defendant becomes  
25 delinquent in his promised periodic payments on his judgment debt to the Plaintiff.

26 Dated: August 20, 2015

LAW OFFICE OF STEVEN M. OLSON

27 /s/ Steven M. Olson

By: \_\_\_\_\_

Steven M. Olson

28 Attorney for Richard Todd Thomas

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**AND ORDER THEREON** - Page 1

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**IT IS SO ORDERED.**

Dated: August 20, 2015

JOSEPH C. SPERO  
Chief Magistrate

